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FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)265.00
Complete if Known

Application Number	09/944,932
Filing Date	8/31/2001
First Named Inventor	TIC XPER
Examiner Name	Paoa
Art Unit	1661
Attorney Docket No.	2439

METHOD OF PAYMENT (check all that apply)
 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number	50-2485
Deposit Account Name	Mark Bourgeois

The Commissioner is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 740	2001 370	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 510	2003 255	Plant filing fee	
1004 740	2004 370	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			<u>0</u>

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	x 18 =	
			-3*** =	x 84 =	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		<u>0</u>

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 400	2252 200	Extension for reply within second month	
1253 920	2253 460	Extension for reply within third month	
1254 1,440	2254 720	Extension for reply within fourth month	
1255 1,960	2255 980	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,280	2453 640	Petition to revive - unintentional	
1501 1,280	2501 640	Utility issue fee (or reissue)	
1502 460	2502 230	Design issue fee	
1503 620	2503 310	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 740	2809 370	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 740	2810 370	For each additional invention to be examined (37 CFR 1.129(b))	
1801 740	2801 370	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)		Fee deficiency under 37 CFR 1.28(c)	<u>265</u>

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)265

(Complete if applicable)

Name (Print/Type)	Mark Bourgeois	Registration No. (Attorney/Agent)	37,782	Telephone	574-522-7996
Signature	<u>Mark Bourgeois</u>				
Date	12/20/2002				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



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~~ABDAC~~
(S)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, USPTO, P.O. Box 2327 Arlington, VA, D.C. 22202; on

December 21, 2002

Date

Mark Bourgeois

Typed or Printed Name of Person Mailing Paper or Fee


Signature

12/20/2002

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In RE:

Serial no.: 09/944,932
Filing date: 08/31/2001
For: Euphorbia Plant named 'Charam'
Inventor: Tickner
Atty. Docket no.: PH39
Group Art Unit: 1661
Examiner: Para

RECEIVED
DEC 31 2002
OFFICE OF PETITIONS

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

PETITION UNDER 37 CFR 1.28(c)

Dear Sir:

Please charge the fee under 37 CFR 1.28(c) to deposit account number
50-2485.

The plant patent application filing fee for the instant application was paid in error at the time of filing. A small entity fee was paid at the time of filing. A large entity filing fee should have been paid.

The plant patent application filing fee that was paid at the time of filing was \$245.00. The current large entity plant patent application filing fee is \$510.00. The difference or deficiency is \$265.00. The deficiency of \$265.00 is authorized to be charged to the deposit account.

The present application is believed to be in condition for continued examination.

Respectfully submitted,



Mark P. Bourgeois
Reg. No. 37,782

Transaction List

Search by

Accounting Date:

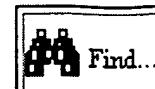
Operator ID:

(MMDDYY)

Accounting Date

Starts:

Ends:



Name/Number: 09944932

Attny Docket No:

Deposit Account No.:



Accounting Date	Operator ID	Seq. No.	Txn Sic	Fee Code	St	Amount	Name/Number	Dep Acct
09/06/2001	WABRHAM1	68	SALE	581	A	40.00	09944932	
09/06/2001	WABRHAM1	67	SALE	207	A	245.00	09944932	
03/01/2001	DFORTE	2	ADJ	115	A	110.00	09944932	
03/01/2001	DFORTE	1	ADJ	119	A	310.00	09944932	
12/27/2000	SLUANG1	200	SALE	115	R	110.00	09944932	
12/27/2000	SLUANG1	199	SALE	119	R	310.00	09944932	



Adjustment Detail

Authorization Detail



Adjustment date: 12/31/2002 CV0111
09706/2001 WABRHAM1 00000040 09944932
01 FC:207 -245.00 OP

12/31/2002 CV0111 00000016 502485 09944932
01 FC:1003 265.00 CH 245.00 OP